

**First Regular Session  
Seventy-fourth General Assembly  
STATE OF COLORADO**

**REENGROSSED**

*This Version Includes All Amendments  
Adopted in the House of Introduction*

LLS NO. 23-0811.02 Jane Ritter x4342

**SENATE BILL 23-169**

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**SENATE SPONSORSHIP**

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**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING INCREASING THE LEGAL AGE FOR CERTAIN CONDUCT**  
102              **RELATED TO A FIREARM, AND, IN CONNECTION THEREWITH,**  
103              **INCREASING THE LEGAL AGE TO PURCHASE, POSSESS, SELL, OR**  
104              **TRANSFER A FIREARM.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)*

Current law allows a person who is 18 years of age or older to knowingly possess or purchase a firearm. The bill increases that age requirement to a person who is 21 years of age or older and adds

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters or bold & italic numbers indicate new material to be added to existing law.*  
*Dashes through the words or numbers indicate deletions from existing law.*

SENATE  
3rd Reading Unamended  
March 13, 2023

SENATE  
Amended 2nd Reading  
March 10, 2023

"intentionally" to the mens rea required for a person under 21 years of age to commit the offense of possessing or purchasing a firearm. The bill lists exceptions to the offense.

Under current law, it is a class 4 felony to intentionally, knowingly, or recklessly provide, or allow to possess, a firearm, with or without remuneration, to any person under the age of 18 (juvenile). The bill makes it a class 2 misdemeanor to intentionally or knowingly sell or transfer a firearm to a juvenile.

The bill makes conforming amendments.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. In Colorado Revised Statutes, 18-12-101, add**  
3 **(1)(b.7) and (1)(c.5) as follows:**

4 **18-12-101. Peace officer affirmative defense - definitions.**

5 **(1) As used in this article 12, unless the context otherwise requires:**

6 **(b.7) "FIREARM" MEANS ANY WEAPON, INCLUDING A STARTER GUN,**  
7 **THAT CAN, IS DESIGNED TO, OR MAY READILY BE CONVERTED TO EXPEL A**  
8 **PROJECTILE BY THE ACTION OF AN EXPLOSIVE; THE FRAME OR RECEIVER OF**  
9 **A FIREARM; OR A FIREARM SILENCER. "FIREARM" DOES NOT INCLUDE AN**  
10 **ANTIQUE FIREARM, AS DEFINED IN 18 U.S.C. SEC. 921 (a)(16). IN THE CASE**  
11 **OF A LICENSED COLLECTOR, "FIREARM" MEANS ONLY CURIOS AND RELICS.**  
12 **"FIREARM" INCLUDES A WEAPONS PARTS KIT THAT IS DESIGNED TO OR MAY**  
13 **READILY BE COMPLETED, ASSEMBLED, RESTORED, OR OTHERWISE**  
14 **CONVERTED TO EXPEL A PROJECTILE BY THE ACTION OF AN EXPLOSIVE.**  
15 **"FIREARM" DOES NOT INCLUDE A WEAPON, INCLUDING A WEAPONS PARTS**  
16 **KIT, IN WHICH THE FRAME OR RECEIVER OF THE FIREARM, AS DEFINED IN**  
17 **SUBSECTION (1)(c.5) OF THIS SECTION, OR THE WEAPON, IS DESTROYED.**

18 **(c.5) "FRAME OR RECEIVER OF A FIREARM" MEANS A PART OF A**  
19 **FIREARM THAT, WHEN THE COMPLETE FIREARM IS ASSEMBLED, IS VISIBLE**  
20 **FROM THE EXTERIOR AND PROVIDES HOUSING OR A STRUCTURE DESIGNED**

1 TO HOLD OR INTEGRATE ONE OR MORE FIRE CONTROL COMPONENTS, EVEN  
2 IF PINS OR OTHER ATTACHMENTS ARE REQUIRED TO CONNECT THE FIRE  
3 CONTROL COMPONENTS. ANY PART OF A FIREARM IMPRINTED WITH A  
4 SERIAL NUMBER IS PRESUMED TO BE A FRAME OR RECEIVER OF A FIREARM,  
5 UNLESS THE FEDERAL BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND  
6 EXPLOSIVES MAKES AN OFFICIAL DETERMINATION OTHERWISE OR THERE  
7 IS OTHER RELIABLE EVIDENCE TO THE CONTRARY.

8 **SECTION 2.** In Colorado Revised Statutes, **amend 18-12-108.5**  
9 as follows:

10 **18-12-108.5. Possession of firearms by persons less than**  
11 **twenty-one years of age - prohibited - exceptions - penalty.**

12 (1) (a) Except as provided in this section, it is unlawful for any person  
13 who has not attained the age of eighteen years IS LESS THAN TWENTY-ONE  
14 YEARS OF AGE TO knowingly to have any handgun FIREARM in such  
15 person's possession.

16 (b) Any person possessing any handgun FIREARM in violation of  
17 paragraph (a) of this subsection (1) SUBSECTION (1)(a) OF THIS SECTION  
18 commits the offense of illegal possession of a handgun FIREARM by a  
19 juvenile PERSON LESS THAN TWENTY-ONE YEARS OF AGE.

20 (c) (I) Illegal possession of a handgun by a juvenile FIREARM BY  
21 A PERSON LESS THAN TWENTY-ONE YEARS OF AGE is a class 2  
22 misdemeanor.

23 (II) For any second or subsequent offense, illegal possession of a  
24 handgun by a juvenile FIREARM BY A PERSON LESS THAN TWENTY-ONE  
25 YEARS OF AGE is a class 5 felony.

26 (d) A person under the age of LESS THAN eighteen years OF AGE  
27 who is taken into custody by a law enforcement officer for an offense

1 pursuant to this section must be taken into temporary custody in the  
2 manner described in section 19-2.5-305.

3 (2) This section ~~shall~~ DOES not apply to:

4 (a) ~~Any A person under the age of eighteen~~ WHO IS LESS THAN  
5 TWENTY-ONE years OF AGE who is TEMPORARILY POSSESSING A FIREARM  
6 FOR THE PURPOSE OF:

7 (I) ~~In attendance at~~ ATTENDING a hunter's ~~safety~~ EDUCATION  
8 course or a firearms safety course; or

9 (II) ~~Engaging in practice in the use of a firearm or target shooting~~  
10 at an ~~established range~~ authorized by the ~~governing body of the~~  
11 jurisdiction in which such range is located or any other area where the  
12 discharge of a firearm is not prohibited; or

13 (III) ~~Engaging in an organized competition involving the use of~~  
14 a ~~firearm or participating in or practicing for a performance by an~~  
15 organized group under 501 (c)(3) as determined by the federal internal  
16 revenue service ~~which~~ THAT uses firearms as a part of ~~such~~ THE  
17 performance; or

18 (IV) ~~Hunting or trapping pursuant to a valid license issued to such~~  
19 THE person pursuant to article 4 of title 33; ~~C.R.S.;~~ or

20 (IV.1) ~~HUNTING, TRAPPING, TAKING, OR KILLING WILDLIFE~~  
21 PURSUANT TO 33-6-107 (9); OR

22 (IV.3) ~~PARTICIPATING IN A BONA FIDE SHOOTING CLASS, TRAINING,~~  
23 OR SANCTIONED EVENT, UNDER THE SUPERVISION OF A CERTIFIED PEACE  
24 OFFICER OR A PERSON WHO IS TWENTY-FIVE YEARS OF AGE OR OLDER AND  
25 WHO IS A CERTIFIED HUNTER EDUCATION INSTRUCTOR OR FIREARMS  
26 TRAINING INSTRUCTOR; OR

27 (IV.5) ~~HUNTING WITH A VALID HUNTING LICENSE AND~~

1 ACCOMPANIED BY A MENTOR, AS DEFINED BY THE PARKS AND WILDLIFE  
2 COMMISSION, WHO HAS A VERIFIED HUNTER EDUCATION CARD, AS  
3 REQUIRED BY ARTICLE 4 OF TITLE 33 OR RULES PROMULGATED BY THE  
4 PARKS AND WILDLIFE COMMISSION; OR

5 (IV.6) PARTICIPATING IN AN ACCREDITED GUNSMITHING COURSE  
6 IN A STATE-AUTHORIZED INSTITUTION OF HIGHER EDUCATION OR AN  
7 INSTITUTION REGULATED BY THE PRIVATE OCCUPATIONAL SCHOOL  
8 DIVISION; OR

9 (V) Traveling with any handgun FIREARM in such THE person's  
10 possession being unloaded to or from any activity described in  
11 subparagraph (I), (II), (III), or (IV) of this paragraph (a); SUBSECTION  
12 (2)(a)(I), (2)(a)(II), (2)(a)(III), (2)(a)(IV), (2)(a)(IV.1), (2)(a)(IV.3),  
13 (2)(a)(IV.5), OR (2)(a)(IV.6) OF THIS SECTION; OR

14 (b) Any A person under the age of eighteen WHO IS LESS THAN  
15 TWENTY-ONE years OF AGE who is on real property under the control of  
16 such THE person's parent, legal guardian, or grandparent and who has the  
17 permission of such THE person's parent or legal guardian to possess a  
18 handgun THE FIREARM; OR

19 (c) Any person under the age of eighteen years who is at such  
20 person's residence and who, with the permission of such THE person's  
21 parent or legal guardian, A PERSON WHO possesses a handgun FIREARM  
22 for the purpose of exercising the rights contained in section 18-1-704 or  
23 section 18-1-704.5 OR FOR THE DEFENSE OF LIVESTOCK; OR

24 (d) A PERSON WHO IS LESS THAN TWENTY-ONE YEARS OF AGE WHO  
25 HAS BEEN ISSUED A HUNTER EDUCATION CARD BY THE PARKS AND  
26 WILDLIFE COMMISSION AS REQUIRED BY TITLE 33 OR RULES PROMULGATED  
27 BY THE PARKS AND WILDLIFE COMMISSION; OR

1           (e) A PERSON WHO IS AN ACTIVE MEMBER OF THE UNITED STATES  
2 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE  
3 POLICIES OF THE UNITED STATES ARMED FORCES; OR

4           (f) A PERSON WHO IS A PEACE OFFICER, AS DESCRIBED IN SECTION  
5 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE  
6 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION  
7 16-2.5-101 AND SECTION 16-2.5-135; OR

8           (g) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT  
9 TO SECTION 16-2.5-102; OR

10          (h) A PERSON WHO WAS AT LEAST EIGHTEEN YEARS OF AGE WHEN  
11 SENATE BILL 23-169 WAS ENACTED IN 2023.

12          (3) For the purposes of subsection (2) of this section, a handgun  
13 FIREARM is "loaded" if:

14           (a) There is a cartridge in the chamber of the handgun FIREARM;  
15 or

16           (b) There is a cartridge in the cylinder of the handgun FIREARM,  
17 if the handgun FIREARM is a revolver; or

18           (c) The handgun FIREARM, and the ammunition for such handgun  
19 THE FIREARM, is carried on the person of a person under the age of  
20 eighteen LESS THAN TWENTY-ONE years OF AGE or is in such close  
21 proximity to such person that such person could readily gain access to the  
22 handgun FIREARM and the ammunition and load the handgun FIREARM.

23          (4) Repealed.

24          SECTION 3. In Colorado Revised Statutes, amend 18-12-108.7  
25 as follows:

26           18-12-108.7. Unlawfully providing or permitting a juvenile to  
27 possess a firearm - penalty. (1) (a) Any A person who intentionally,

1 knowingly, or recklessly provides a handgun FIREARM, with or without  
2 remuneration, to any person under the age of LESS THAN eighteen years  
3 OF AGE in violation of section 18-12-108.5, or any person who knows of  
4 such juvenile's conduct which THAT violates section 18-12-108.5 and fails  
5 to make reasonable efforts to prevent such violation, commits the crime  
6 of unlawfully providing a handgun to a juvenile or permitting a juvenile  
7 to possess a handgun FIREARM.

8 (b) Unlawfully providing a handgun A FIREARM to a juvenile or  
9 permitting a juvenile to possess a handgun FIREARM in violation of this  
10 subsection (1) is a class 4 felony.

11 (2) (a) Any A person who intentionally, knowingly, or recklessly  
12 provides a handgun to a juvenile A FIREARM TO A JUVENILE or permits a  
13 juvenile to possess a handgun FIREARM, even though such THE person is  
14 aware of a substantial risk that such THE juvenile will use a handgun THE  
15 FIREARM to commit a felony offense, or who, being aware of such  
16 substantial risk, fails to make reasonable efforts to prevent the  
17 commission of the offense, commits the crime of unlawfully providing or  
18 permitting a juvenile to possess a handgun FIREARM. A person shall be  
19 deemed to have violated this paragraph (a) if such VIOLATES THIS  
20 SUBSECTION (2)(a) IF THE person provides a handgun to or permits the  
21 possession of a handgun FIREARM by any A juvenile who has been  
22 convicted of a crime of violence, as defined in section 18-1.3-406, or any  
23 A juvenile who has been adjudicated a juvenile delinquent for an offense  
24 which THAT would constitute a crime of violence, as defined in section  
25 18-1.3-406, if such THE juvenile were an adult.

26 (b) Unlawfully providing a handgun to a juvenile A FIREARM TO  
27 A JUVENILE or permitting a juvenile to possess a handgun FIREARM in

1 violation of this subsection (2) is a class 4 felony.

2 (3) With regard to firearms other than handguns, no person shall  
3 sell, rent, or transfer ownership or allow unsupervised possession of a  
4 firearm with or without remuneration to any juvenile without the consent  
5 of the juvenile's parent or legal guardian. Unlawfully providing a firearm  
6 other than a handgun to a juvenile in violation of this subsection (3) is a  
7 class 1 misdemeanor.

8 (4) It shall IS not be an offense under PURSUANT TO this section if  
9 a person believes that a juvenile will physically harm the person if the  
10 person attempts to disarm the juvenile or prevent the juvenile from  
11 committing a violation of section 18-12-108.5.

12 SECTION 4. In Colorado Revised Statutes, 18-12-112, add  
13 (2)(e), (2)(f), and (2)(g) as follows:

14 18-12-112. Private firearms transfers - sale and purchase -  
15 background check required - penalty - definitions. (2) (e) A PERSON  
16 WHO IS NOT A LICENSED GUN DEALER SHALL NOT MAKE OR FACILITATE THE  
17 SALE OF A FIREARM TO A PERSON WHO IS LESS THAN TWENTY-ONE YEARS  
18 OF AGE.

19 (f) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN TWENTY-ONE  
20 YEARS OF AGE TO PURCHASE A FIREARM.

21 (g) SUBSECTIONS (2)(e) AND (2)(f) OF THIS SECTION DO NOT APPLY  
22 IF:

23 (I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES  
24 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE  
25 POLICIES OF THE UNITED STATES ARMED FORCES; OR

26 (II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION  
27 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE

1 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION  
2 16-2.5-101 AND SECTION 16-2.5-135; OR

3 (III) THE PERSON IS CERTIFIED BY THE P.O.S.T. BOARD PURSUANT  
4 TO SECTION 16-2.5-102.

5 SECTION 5. In Colorado Revised Statutes, 18-12-112.5, amend  
6 (1) as follows:

7 18-12-112.5. Firearms transfers by licensed dealers - sale and  
8 purchase - background check required - penalty - definitions.

9 (1) (a) It is unlawful for a licensed gun dealer to transfer a firearm to a  
10 transferee until the dealer has obtained approval for the firearms transfer  
11 from the bureau after the bureau has completed any background check  
12 required by state or federal law.

13 (a.3) A PERSON WHO IS A LICENSED GUN DEALER SHALL NOT MAKE  
14 OR FACILITATE THE SALE OF A FIREARM TO A PERSON WHO IS LESS THAN  
15 TWENTY-ONE YEARS OF AGE.

16 (a.5) IT IS UNLAWFUL FOR A PERSON WHO IS LESS THAN  
17 TWENTY-ONE YEARS OF AGE TO PURCHASE A FIREARM. THIS SUBSECTION  
18 (1)(a.5) DOES NOT APPLY IF:

19 (I) THE PERSON IS AN ACTIVE MEMBER OF THE UNITED STATES  
20 ARMED FORCES WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE  
21 POLICIES OF THE UNITED STATES ARMED FORCES; OR

22 (II) THE PERSON IS A PEACE OFFICER, AS DESCRIBED IN SECTION  
23 16-2.5-101, WHILE ON DUTY AND SERVING IN CONFORMANCE WITH THE  
24 POLICIES OF THE EMPLOYING AGENCY, AS SET FORTH IN SECTION  
25 16-2.5-101 AND SECTION 16-2.5-135; OR

26 (III) AN INDIVIDUAL CERTIFIED BY THE P.O.S.T. BOARD PURSUANT  
27 TO SECTION 16-2.5-102.

1           (b) Transferring OR SELLING a firearm in violation of this  
2 subsection (1) is a class 1 misdemeanor.

3           **SECTION 6.** In Colorado Revised Statutes, 18-12-108, amend  
4 (7) introductory portion and (7)(ww) as follows:

5           **18-12-108. Possession of weapons by previous offenders.**  
6 (7) In addition to a conviction for felony crime as defined in section  
7 24-4.1-302 (1), a felony conviction or adjudication for one of the  
8 following felonies prohibits a person from possessing, using, or carrying  
9 upon ~~his or her~~ THE person a firearm as defined in section 18-1-901  
10 (3)(h) or any other weapon that is subject to this article 12 pursuant to  
11 subsection (1) or (3) of this section:

12           (ww) Possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS  
13 LESS THAN TWENTY-ONE YEARS OF AGE in violation of section  
14 18-12-108.5;

15           **SECTION 7.** In Colorado Revised Statutes, 19-1-304, amend  
16 (5.5) as follows:

17           **19-1-304. Juvenile delinquency records - division of youth**  
18 **services critical incident information - definitions.** (5.5) Whenever a  
19 petition is filed in juvenile court alleging a class 1, class 2, class 3, or  
20 class 4 felony; a level 1, level 2, or level 3 drug felony; an offense  
21 involving unlawful sexual behavior as defined in section 16-22-102 (9);  
22 a crime of violence as described in section 18-1.3-406; a burglary offense  
23 as described in part 2 of article 4 of title 18; felony menacing, in violation  
24 of section 18-3-206; harassment, in violation of section 18-9-111; fourth  
25 degree arson, in violation of section 18-4-105; aggravated motor vehicle  
26 theft, in violation of section 18-4-409; hazing, in violation of section  
27 18-9-124; or possession of a ~~handgun by a juvenile~~ FIREARM BY PERSONS

1 LESS THAN TWENTY-ONE YEARS OF AGE, in violation of section  
2 18-12-108.5, or when a petition is filed in juvenile court in which the  
3 alleged victim of the crime is a student or staff person in the same school  
4 as the juvenile or in which it is alleged that the juvenile possessed a  
5 deadly weapon during the commission of the alleged crime, the  
6 prosecuting attorney, within three working days after the petition is filed,  
7 shall make good faith reasonable efforts to notify the principal of the  
8 school in which the juvenile is enrolled and shall provide such THE  
9 principal with the arrest and criminal records information, as defined in  
10 section 24-72-302 (1). In the event the prosecuting attorney, in good  
11 faith, is not able to either identify the school that the juvenile attends or  
12 contact the principal of the juvenile's school, then the prosecuting  
13 attorney shall contact the superintendent of the juvenile's school district.

14 **SECTION 8. In Colorado Revised Statutes, 19-2.5-305, amend**  
15 **(3)(a)(V) introductory portion and (3)(a)(V)(C) as follows:**

16 **19-2.5-305. Detention and shelter - hearing - time limits -**  
17 **findings - review - confinement with adult offenders - restrictions.**  
18 **(3) (a) (V) A court shall not order further detention for a juvenile who**  
19 **is ten years of age and older but less than thirteen years of age unless the**  
20 **juvenile has been arrested or adjudicated for a felony or weapons charge**  
21 **pursuant to section 18-12-102, 18-12-105, 18-12-106, or 18-12-108.5, OR**  
22 **18-12-108.7. The court shall receive any information having probative**  
23 **value regardless of its admissibility under the rules of evidence. In**  
24 **determining whether a juvenile requires detention, the court shall**  
25 **consider the results of the detention screening instrument. There is a**  
26 **rebuttable presumption that a juvenile poses a substantial risk of serious**  
27 **harm to others if:**

1           (C) The juvenile is alleged to have committed possessing a  
2 dangerous or illegal weapon, as described in section 18-12-102;  
3 possession of a defaced firearm, as described in section 18-12-103;  
4 unlawfully carrying a concealed weapon, as described in section  
5 18-12-105; unlawfully carrying a concealed weapon on school, college,  
6 or university grounds, as described in section 18-12-105.5; prohibited use  
7 of weapons, as described in section 18-12-106; illegal discharge of a  
8 firearm, as described in section 18-12-107.5; or illegal possession of a  
9 handgun by a juvenile FIREARM BY PERSONS LESS THAN TWENTY-ONE  
10 YEARS OF AGE, as described in section 18-12-108.5.

11           **SECTION 9.** In Colorado Revised Statutes, 19-2.5-502, amend  
12 (5)(a) introductory portion as follows:

13           **19-2.5-502. Petition initiation - petition form and content.**

14           (5) (a) Pursuant to section 19-1-126, in those delinquency proceedings  
15 to which the federal "Indian Child Welfare Act of 1978", 25 U.S.C. sec.  
16 1901 et seq., as amended, applies, including but not limited to status  
17 offenses such as the illegal possession or consumption of ethyl alcohol  
18 or marijuana by an underage person or illegal possession of marijuana  
19 paraphernalia by an underage person, as described in section 18-13-122,  
20 and possession of handguns by juveniles A FIREARM BY PERSONS LESS  
21 THAN TWENTY-ONE YEARS OF AGE, as described in section 18-12-108.5,  
22 the petition must:

23           **SECTION 10.** In Colorado Revised Statutes, 19-2.5-1203,  
24 amend (5)(b)(VII) and (5)(b)(VIII) as follows:

25           **19-2.5-1203. Juvenile parole - hearing panels - definition.**

26           (5) (b) Subsection (5)(a) of this section allowing for extension of the  
27 period of parole applies to juveniles committed to the department of

1 human services due to an adjudication for one or more of the following  
2 offenses:

3 (VII) Felony illegal possession of a handgun by a juvenile  
4 FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as  
5 described in section 18-12-108.5, that would constitute a felony if  
6 committed by an adult;

7 (VIII) Misdemeanor illegal possession of a handgun by a juvenile  
8 FIREARM BY PERSONS LESS THAN TWENTY-ONE YEARS OF AGE, as  
9 described in section 18-12-108.5, that would constitute a misdemeanor  
10 if committed by an adult, if the juvenile PERSON WHO IS LESS THAN  
11 TWENTY-ONE YEARS OF AGE is contemporaneously committed to the  
12 department of human services for an offense that would constitute a  
13 felony if committed by an adult; or

14 SECTION 11. In Colorado Revised Statutes, 24-33.5-424,  
15 amend (3)(b.3)(IX) and (3)(b.3)(X); and repeal (3)(b.3)(XI) as follows:

16 24-33.5-424. National instant criminal background check  
17 system - state point of contact - fee - grounds for denial of firearm  
18 transfer - appeal - rule-making - unlawful acts - instant criminal  
19 background check cash fund - creation. (3) (b.3) In addition to the  
20 grounds for denial specified in subsections (3)(a) and (3)(b) of this  
21 section, the bureau shall deny a transfer of a firearm if the prospective  
22 transferee has been convicted of any of the following offenses committed  
23 on or after June 19, 2021, if the offense is classified as a misdemeanor,  
24 or if the prospective transferee has been convicted in another state or  
25 jurisdiction, including a military or federal jurisdiction, of an offense that,  
26 if committed in Colorado, would constitute any of the following offenses  
27 classified as a misdemeanor offense, within five years prior to the

1 transfer:

2 (IX) Cruelty to animals, as described in section 18-9-202 (1)(a)

3 and (1.5); OR

4 (X) Possession of an illegal weapon, as described in section

5 18-12-102 (4). or

6 (XI) Unlawfully providing a firearm other than a handgun to a

7 juvenile, as described in section 18-12-108.7 (3).

8 **SECTION 12. Severability.** If any provision of this act or the

9 application thereof to any person or circumstance is held invalid, such

10 invalidity does not affect other provisions or applications of the act that

11 can be given effect without the invalid provision or application, and to

12 this end the provisions of this act are declared to be severable.

13 **SECTION 13. Safety clause.** The general assembly hereby finds,

14 determines, and declares that this act is necessary for the immediate

15 preservation of the public peace, health, or safety.